

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, October 2, 2007, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner, via phone

Commissioner Raney and Commissioner Toole were absent, but left proxies with Commissioner Jergeson.

APPEARANCE
Scott Fabel, Utility Division

(381) In the matter of N2007.9.112-Citizens Telecommunications. On September 17, 2007, Citizens filed Advice Letter No. MT-07-09, Frontier Business Unlimited Service.

Commissioner Mood moved to approve Citizens' Advice Letter No. MT-07-09 in Docket N2007.9.112. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE
Gary Duncan, Utility Division

(382) In the matter of D2001.6.75-Qwest Corporation/First Communications, LLC-TRRO Amendment. Qwest has filed for approval with this Commission a TRO/TRRO amendment in the docket D2001.6.75.

Commissioner Mood moved to approve the interconnection agreement amendment between Qwest Corporation and First Communications, LLC in D2001.6.75. Commissioner Molnar seconded the motion, which passed unanimously.

(383) In the matter of N2007.9.109-Qwest Corporation filed for Commission approval a Multi-State Agreement between Qwest and Gap, Inc.

Commissioner Molnar moved to approve the Qwest Corporation/Gap Inc. Multi-State Agreement in Docket No. N2007.9.109. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE
Wayne Budt, Administrator
Transportation & Centralized Services Division

(384) In the matter of T-06.30.PCN-On September 5, 2007, Applicant, Michael A. Murray II dba Green Taxi, Missoula, Montana filed exceptions to Commissioner Mood's Proposed Order 6850, issued on August 14, 2007 and formally petitioned for oral argument in this matter.

Commissioner Mood moved to Grant Applicant's request for oral argument. Date to be set for October 25, 2007. Commissioner Jergeson seconded the motion, which passed unanimously.

(385) In the matter of T-07.41.RI-On September 5, 2007 a rate increase for Wild Trout Outfitters, Inc. dba Mountain Taxi, Big Sky, Montana was noticed to the public.

Commissioner Mood moved to approve the rate increase as applied for. Commissioner Jergeson seconded the motion, which passed unanimously.

(386) In the matter of TN2362-Brian David Parks dba Mountain Express Taxi, Missoula, Montana, requests permission to continue the suspension of PSC No. 9460 for the period, September 30, 2007 to November 30, 2007.

Commissioner Mood moved to approve the continued suspension as applied for. Commissioner Molnar seconded the motion, which passed unanimously.

(387) In the matter of TN2363-William P. Jones dba Executive Limousine Service, Missoula, Montana requests permission to continue the suspension of PSC No. 9096 for the period, September 27, 2007 to November 1, 2007.

Commissioner Mood moved to approve the continued suspension as applied for. Commissioner Molnar seconded the motion, which passed unanimously.

(388) In the matter of TN2364-Brawn, Inc., Helena, Montana and David D. Francis dba All Valley Cab, Belgrade, Montana mutually request that the lease of PSC No. 2278 be terminated effective October 2, 2007 and control of authority be returned to Brawn, Inc.

Commissioner Jergeson moved to approve termination of the lease as requested. Commissioner Mood seconded the motion, which passed unanimously.

(389) In the matter of TN2365-Brawn, Inc., Helena, Montana requests permission to lease PSC No. 2278 to Vance Vanderpan dba Greater Valley Taxi, Belgrade, Montana for a three month period, October 2, 2007 to January 2, 2008.

Commissioner Jergeson moved to Approve the lease as requested. Commissioner Mood seconded the motion, which passed unanimously.

(390) In the matter of the approval of Commission Minutes for the week of September 24, 2007.

Commissioner Mood moved to approve the Commission Minutes for the week of September 24, 2007. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division
Gary Duncan, Utility Division

(391) In the matter of the Commission's discussion of D2007.7.77-CenturyTel of Montana, Inc. and Polson Community Tel, Inc. Interconnection Agreement.

Commissioner Mood moved to approve the Interconnection Agreement between CenturyTel of Montana and Polson Community Tel, Inc. in Docket D2007.7.77. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(392) In the matter of the Commission's discussion of D2007.7.79-MDU request for a protective order to consider and act on MDU's motion for protective order.

Commissioner Mood moved to issue the order to sustain MDU's objections to MCC data requests MCC-237, 238, 239, 240, 241, 242, and 243. MDU's objections to data requests MCC-235 and MCC-236 are overruled. MDU must file appropriate data responses by October 12, 2007. Commissioner Jergeson seconded the motion, which passed 4-1. Commissioner Molnar voted No.

APPEARANCE

Leroy Beeby, Utility Division

(393) In the matter of the Commission's discussion of D2007.4.33-Firelight Meadows joint petition for sale and transfer;

Commissioner Jergeson moved to issue the order approving the transfer of all regulated water and waste water assets in Docket D2007.4.33. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Will Rosquist, Utility Division

Al Brogan, Legal Division

(394) In the matter of the Commission's discussion of PSC Rulemaking to implement HB25;

Commissioner Mood moved to issue a Notice of Opportunity to Comment on the Proposed Rules implementing HB25. Commissioner Jergeson seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)